


DECISION NOTICE

Award of Trusted Flagger Status to the Foundation for Social Welfare Services under Article 22 of the Digital Services Act

MCA Reference: MCA-D/25-5553

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1 Decision Overview

Following the application submitted by the Foundation for Social Welfare Services (hereinafter 'FSWS') on 4th October 2024 and a presentation given by FSWS on the 4 December 2024 outlining FSWS reporting procedures, the Malta Communications Authority, as Malta's Digital Services Coordinator (hereinafter 'DSC') has reviewed and evaluated FSWS's eligibility against the criteria outlined in Article 22(2) of Regulation (EU) 2022/2065 of the European Parliament and of the Council of 19 October 2022 on a Single Market for Digital Services and amending Directive 2000/31/EC (hereafter 'the Digital Services Act' or 'DSA'). Based on the evaluation, the FSWS has demonstrated compliance with the applicable requirements, specifically within their area of expertise.

2 Evaluation

The FSWS has been assessed and meets the following conditions stipulated in Article 22(2) of the DSA:

Expertise and Competence: FSWS has established a proven track record in detecting, identifying, and notifying illegal content related to the protection of minors and Child Sexual Abuse Material (hereinafter 'CSAM'). Its long-standing involvement in safeguarding minors ensures its ability to act effectively in addressing violations in this regard.

Independence from Online Platforms: FSWS operates independently from any online platform provider, ensuring impartiality in its activities and decisions.

Diligent, Accurate, and Objective Submissions: FSWS has implemented robust internal mechanisms to ensure its notices are submitted with diligence, accuracy, and objectivity.

3 Award of Trusted Flagger Status

In accordance with Article 22(2) of the DSA, the MCA in its capacity as the DSC hereby awards Trusted Flagger status to the FSWS.

This designation is subject to ongoing compliance with the applicable conditions. In line with Article 22(7) of the DSA, the DSC may revoke the status if, following an investigation, whether initiated independently or based on information from third parties, it determines that the entity no longer meets the required criteria.

4 Certification Details

Name of the entity: Foundation for Social Welfare Services (FSWS)

Address: 212 Cannon Rd, Santa Venera, Malta, SVR 9034

Email Address: 179.appogg@gov.mt

Area of expertise: Protection of minors violations and CSAM



MALTA COMMUNICATIONS AUTHORITY

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